



In Re application of:

Neil John Graham )

Serial No. ~~10/73,728~~ 10/733728 )

Filed: 12/12/2003 )

For: Orthodontic Accessory Arch Bar )

Date: Nov. 18. 2008

Group art unit: 3732

Examiner: Heidi M. Bashaw

Honorable Commissioner of Patents and Trademarks:

Dear sir:

In response to the notice of abandonment from the examiner dated: September 12, 2008.

Petition to Revive Abandoned Application Under 1.137 (b).

The abandonment was unintentional due to the fact the office action, dated 3/20/2008 was never received. The examiner sent a notice of a non-compliant response dated 11/27/2007 which was responded to. The response was received in the Patent Office on 12/12/2007. Until the notice of abandonment no further communication was received from the Patent Office.

Reply to the Office Action.

The claims have been correctly identified according to their status. The claims submitted on 5/16/2007 were compared with the claims submitted on 8/31/2006.

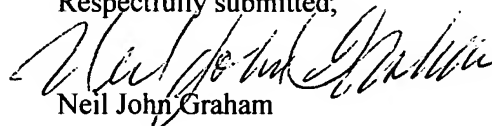
Continuation of 4(e) Other: Applicant has amended claims 1, 7, 19 and 25, but has not used the proper text markings to indicate the text of any added subject matter. The text of any added subject matter must be shown by underlining the added text. The text of any deleted matter must be shown by strike-through except that double brackets placed before and after the deleted characters may be used to show deletion of five or fewer consecutive characters. The text of any deleted subject matter must be shown by being placed within double brackets if strike-through cannot be easily perceived. For example, Applicant has underlined the lower-end cross-sectional diameter .025, thus indicating a currently amended value. However, said cross-sectional diameter was previously presented in the amendments received 8/31/06. Additionally, Applicant has amended the value of the higher-end cross-sectional diameter to .060, but has failed to include any underlining to show the new subject matter.

The examiner is correct. The appropriate corrections have been made. Note in claims 13 and 19 the upper range of .060 already existed in the claims submitted on 8/31/2006.

Continuation of 4(e) Other: Applicant has amended claims 7 and 19, but has failed to properly underline all added text and strike-through all deleted text. Specifically, the word "by" in line 1 of each claim has been deleted and replaced with the word "la". Applicant has also failed to provide a proper strike-through for all deleted ranges in claim 13.

The word "la" has been changed to the correct word "by". This was apparently an error when the document was scanned. In claim 13 the ranges were inadvertently left out. There was no intention to omit the ranges. The ranges have been correctly included in claim 13.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Neil John Graham".

Neil John Graham

Reg. No: 51,179